



US Army Corps  
of Engineers  
Portland  
District

# Public Notice

## Oregon Statewide Programmatic General Permit

**Revised Public Notice Expiration Date:** December 11, 2003  
Corps of Engineers Action ID: 200100283

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On September 12, 2003, the U.S. Army Corps of Engineers, Portland District (Corps) issued a second public notice announcing a proposal to issue a Statewide Programmatic General Permit (SPGP) for work in waters of the United States within the state of Oregon. Included within this public notice for review and comment was a draft of the proposed general permit and standard operating procedures, developed in coordination with the Oregon Division of State Lands (DSL). The public notice can be viewed on the Portland District website at <http://www.nwp.usace.army.mil/op/g/>

The public comment period for the September 2003 notice is being extended an additional 45-days, with DSL's concurrence, and will now close on December 11, 2003. The Corps and Division decided to extend the comment period because the first public notice describing a proposed SPGP was issued over two years ago (on May 25, 2001) and many changes have occurred since that time. Both the Corps and the Division want to ensure that all interested stakeholders have an adequate opportunity to become familiar with the revised SPGP and get their questions answered to the extent possible before they must prepare written comments. The comment period for both the Oregon Department of Environmental Quality water quality certification and Oregon Department of Land Conservation and Development coastal zone consistency are also being extended.

Questions or requests for additional information about the SPGP may be directed to:

**Judy Linton**

U.S. Army Corps of Engineers, Portland District  
Phone: 503-808-4382  
email: [judy.l.linton@usace.army.mil](mailto:judy.l.linton@usace.army.mil)

**Eric Metz**

Oregon Division of State Lands  
Phone: 503-378-3805, ext. 266  
email: [eric.metz@dsl.state.or.us](mailto:eric.metz@dsl.state.or.us)

Comments on the proposed SPGP should reference the U.S. Army Corps of Engineers number shown above and should reach this office no later than the revised expiration date to become part of the record and to be considered in the decision. Comments should be sent by email to Ms. Judy Linton or mailed to the following address:

U.S. Army Corps of Engineers, Portland District  
ATTN: CENWP-OP-G (Judy Linton)  
P.O. Box 2946  
Portland, Oregon 97208-2946

**PUBLIC NOTICE**  
**Oregon Department of Environmental Quality**  
**Water Quality 401 Certification**

Corps of Engineers Action ID Number: 200100283

Written Comments Due: December 11, 2003

**LOCATION OF CERTIFICATION ACTIVITY:** Waters of the United States within the state of Oregon.

**WHAT IS PROPOSED:** Oregon Statewide Programmatic General Permit

**NEED FOR CERTIFICATION:** Section 401 of the Federal Clean Water Act requires applicants for Federal permits or licenses to provide the Federal agency a water quality certification from the State of Oregon if the proposed activity may result in a discharge to surface waters.

**DESCRIPTION OF DISCHARGES:** See attached U.S. Army Corps of Engineers public notice on the proposed project

**WHERE TO FIND DOCUMENTS:** Documents and related material are available for examination and copying at Oregon Department of Environmental Quality, Water Quality Division, 811 S.W. 6th Avenue, Portland, Oregon 97204. While not required, scheduling an appointment will ensure documents are readily accessible during your visit. To schedule an appointment please call Alice Kavajecz at (503) 229-6962. Any questions on the proposed certification may be addressed to the 401 Program Coordinator at (503) 229-5845.

**PUBLIC PARTICIPATION:**

**Public Hearing:** Oregon Administrative Rule (OAR) 340-48-0020 (6) states that "The Director shall provide an opportunity for the applicant, any affected state, or any interested agency, person, or group of persons to request or petition for a public hearing with respect to certification applications. If the Director determines that new information may be produced thereby, a public hearing will be held prior to the Director's final determination. Instances of doubt shall be resolved in favor of holding the hearing. There shall be public notice of such a hearing."

**Written comments:**

Written comments on the proposed certification must be received at the Oregon Department of Environmental Quality by 5 p.m. on (full date). Written comments should be mailed to Oregon Department of Environmental Quality, Attn: 401 Program Coordinator, 811 S.W. 6th Avenue, Portland, Oregon 97204. ***People wishing to send written comments via e-mail should be aware that if there is a delay between servers or if a server is not functioning properly, e-mails may not be received prior to the close of the public comment period.*** People wishing to send comments via e-mail should send them in Microsoft Word (through version 7.0), WordPerfect (through version 6.x) or plain text format to melville.tom@deq.state.or.us. Otherwise, due to conversion difficulties, DEQ recommends that comments be sent in hard copy.

**WHAT HAPPENS NEXT:** DEQ will review and consider all comments received during the public comment period. Following this review, the permit may be issued as proposed, modified, or denied. You will be notified of DEQ's final decision if you present either oral or written comments during the comment period. Otherwise, if you wish to receive notification, please call or write DEQ at the above address.

**ACCESSIBILITY INFORMATION:** This publication is available in alternate format (e.g. large print, Braille) upon request. Please contact DEQ Office of Communications and Outreach at (503) 229-5317 or toll free within Oregon at 1-800-452-4011 to request an alternate format. People with a hearing impairment can receive help by calling DEQ's TTY at (503) 229-6993.



# Oregon

Theodore R. Kulongoski, Governor

## Ocean and Coastal Management Program

Department of Land Conservation and Development

635 Capitol Street, Suite 150

Salem, Oregon 97301-2540

Phone (503) 373-0050

FAX (503) 378-6033

[www.lcd.state.or.us/coastal/html](http://www.lcd.state.or.us/coastal/html)

## **Public Notice**

### **Oregon Coastal Management Program Consistency Determination**

A consistency determination has been filed with the Department of Land Conservation and Development (DLCD), as provided in Section 307(c) of the Coastal Zone Management Act. The consistency determination states that the activities described in the attached federal notice would comply with and be conducted in a manner consistent to the maximum extent practicable with the Oregon Coastal Management Program. The determination and supporting information can be made available for inspection at DLCD's Salem office.

DLCD is hereby beginning its coastal zone review of the proposed federal action and is soliciting public comments on project consistency with the Oregon Coastal Management Program. Written comments may be submitted to DLCD, 635 Capitol St. NE, Suite 201, Salem, OR - attention consistency review specialist. **Any comments must be received by DLCD by the revised comment expiration date indicated on the attached federal notice.** For further information, you may call DLCD at (503)-373-0050 Ext. 260.

### **REVIEW CRITERIA**

Comments should address consistency with the applicable elements of the Oregon Coastal Management Program. These elements include:

- Acknowledged Local Comprehensive Plans & Implementing Ordinances
- Statewide Planning Goals
- Applicable State Authorities (e.g. Removal-Fill Law and Oregon Water Quality Standards)

### **INCONSISTENT?**

If you believe this project is inconsistent with the Oregon Coastal Management Program, your comments to DLCD should explain why you believe the project is inconsistent and should identify the Oregon Coastal Management Program element(s) in question. You should also describe how the project could be modified, if possible, to make it consistent with the Oregon Coastal Management Program.